## UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

STICHTING PENSIOENFONDS ABP,

Plaintiff,

v.

ALLY FINANCIAL INC. et al.,

Defendants.

Case No. 12-cv-1381 (ADM) (TNL)

PLAINTIFF'S NOTICE OF MOTION FOR LEAVE TO AMEND THE COMPLAINT

PLEASE TAKE NOTICE THAT on Wednesday, November 7, 2012 at 1:00 p.m.., before the Honorable Tony N. Leung, Magistrate Judge for the District of Minnesota, in courtroom 3A of the United States Courthouse, 316 N. Robert Street St. Paul, MN, Plaintiff Stichting Pensioenfonds ABP will move the Court, pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure, for leave to amend the Complaint.

DATED: October 24, 2012 GRANT & EISENHOFER P.A.

/s/ Geoffrey C. Jarvis

Jay W. Eisenhofer

Geoffrey C. Jarvis (admitted pro hac vice)

Deborah A. Elman (admitted pro hac vice)

David M. Haendler (admitted pro hac vice)

Robert D. Gerson (admitted pro hac vice)

485 Lexington Ave., 29th Floor New York, NY 10017

Tel: (646) 722-8500

Richard A. Lockridge Karen H. Riebel Elizabeth R. Odette **LOCKRIDGE GRINDAL NAUEN P.L.L.P.** 100 Washington Avenue South, Suite 2200 Minneapolis, MN 55401 Tel: (612) 339-6900

Counsel for Plaintiff Stichting Pensioenfonds ABP